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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/710,506	07/16/2004	Ta-Shuang Kuan	NAUP0588USA	4505
27765	7590	10/14/2005		
NORTH AMERICA INTELLECTUAL PROPERTY CORPORATION P.O. BOX 506 MERRIFIELD, VA 22116			EXAMINER CHIENT, LUCY P	
			ART UNIT 2871	PAPER NUMBER
DATE MAILED: 10/14/2005				

Please find below and/or attached an Office communication concerning this application or proceeding.

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Office Action Summary	Application No. 10/710,506	Applicant(s) KUAN ET AL.	
	Examiner Lucy P. Chien	Art Unit 2871	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☐ Responsive to communication(s) filed on ____.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-30 is/are pending in the application.
 4a) Of the above claim(s) ____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) ____ is/are allowed.
- 6) ☒ Claim(s) 1-30 is/are rejected.
- 7) ☐ Claim(s) ____ is/are objected to.
- 8) ☐ Claim(s) ____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 16 July 2004 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
 Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
 Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. ____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|---|--|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. ____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date ____ | 6) <input type="checkbox"/> Other: ____ |

DETAILED ACTION

Claim Rejections - 35 USC § 102

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

Claim 1-7,18-23 are rejected under 35 U.S.C. 102(e) as being anticipated by

Koike (US 20040150777).

Regarding Claim 1,

Koike discloses (Figure 13) a silicon substrate (1) having a plurality of pixels arranged in a pixel array thereon, each of the pixels comprising a plurality of subpixels, a transparent substrate (20) positioned above the glass substrate which is made of silicon (1) the transparent substrate (20) having a top surface and a bottom surface, a liquid crystal layer (19) positioned between the transparent substrate (20) and the silicon substrate (1), and a plurality of micro color filters (37R,37G,37B) positioned on the top surface of the transparent substrate (20), each of the micro color filters being positioned corresponding one of the subpixels (shown in Figure 11 and Figure 12 which are the same embodiment as Figure 13).

Regarding Claim 2,19,

Koike discloses (Figure 13) a transparent conductive layer (25) positioned on the bottom surface of the transparent substrate (20).

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Regarding Claim 3,20,

Koike discloses (Figure 13) the transparent conductive layer is an indium tin oxide layer (Page 4, [0083]).

Regarding Claim 4,21,

Koike discloses (Figure 13) a top alignment layer (26) positioned between the transparent substrate (20) and the liquid crystal layer (19).

Regarding claim 5,22,

Koike discloses (Figure 13) a bottom alignment layer (14) positioned between the silicon substrate (1) and the liquid crystal layer (19).

Regarding Claim 6,23,

Koike discloses (Figure 13) the transparent substrate (20) is a glass substrate. (Page 4, [0078]).

Regarding Claim 7,

Koike discloses (Figure 13) the micro color filters (37R,37G,37B) comprise a plurality of red micro color filters (37R), and a plurality of blue micro color filters (37B), and a plurality of green micro color filters (37G), each of the red micro color filters, the blue micro color filters, and the green micro color filters being positioned corresponding one of the subpixels of each of the pixels (Figure 12 shows subpixels (RGB) in a pixel).

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Regarding Claim 18,

Koike discloses (Figure 13) a silicon substrate (1) having a pixel region thereon, a transparent substrate (20) positioned above the silicon substrate (1), the transparent substrate (20) having a top surface and a bottom surface, a liquid crystal layer (19) positioned between the silicon substrate (1) and the transparent substrate (20), and at least a color filter (37R,37G,37B) positioned on the top surface of the transparent substrate (20) and corresponding to the pixel region.

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claim 8-17,24-30 are rejected under 35 U.S.C. 103(a) as being unpatentable over Koike (US 20040150777) in view of Nakano et al (US 4350729).

Regarding Claim 8,24,

Koike does not disclose the micro color filters comprise photosensitive material.

Nakano et al discloses the micro color filters comprise photosensitive material.
(Column 5, Rows 5-10).

It would have been obvious to one of ordinary skill in the art at the time of the invention to modify Koike's display to include Nakano et al's color filter's photosensitive

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material, which has a chemical reaction when light strikes it thus creating a desired color filter with excellent light stability. (Column 3, Rows 30-35).

Regarding Claim 9,25,

In addition to Koike and Nakano et al as disclosed above, Nakano further discloses the color filters dyes. (Column 3, Rows 5-25).

Regarding Claim 10,26,

In addition to Koike and Nakano et al as disclosed above, Nakano further discloses the photosensitive material are photoresist materials or photoresist resins. (Column3, Rows 34-40).

Regarding claim 11,27,

In addition to Koike and Nakano et al as disclosed above, Nakano further discloses each of the micro color filters comprises a plurality of optical thin films. (Column3, Rows 18-25).

Regarding Claim 12,28,

In addition to Koike and Nakano et al as disclosed above, Koike further discloses the optical thin films are dichroic films. (Page 4, [0084]).

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Regarding Claim 13,

In addition to Koike and Nakano et al as disclosed above, Nakano et al discloses each micro color filters is an optical thin-film stack. (Column 3, Rows 18-25).

Regarding Claim 14,29,

In addition to Koike and Nakano et al as disclosed above, Nakano et al discloses the optical thin-film stacks are low index optical thin-film stacks comprising silicon oxide thin films. (Column 3, Rows 18-25) and (Column 4, Table)

Regarding Claim 15,30,

In addition to Koike and Nakano et al as disclosed above, Nakano et al discloses the optical thin-film stacks are high index optical thin-film stacks comprising titanium oxide thin films or tantalum oxide thin films. (Column 3, Rows 18-25) and (Column 4, Table)

Regarding Claim 16,

In addition to Koike and Nakano et al as disclosed above, Nakano et al discloses when light enters the display panel, lights of a first specific spectrum, a second specific spectrum, and a third specific spectrum are capable of passing through the corresponding micro color filters. (Column 3, Rows 18-25).

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Regarding Claim 17.

In addition to Koike and Nakano et al as disclosed above, Nakano et al discloses lights of the first specific spectrum, the second specific spectrum and the third specific spectrum are red, blue, and green lights respectively. (Column3, Rows 18-25).


Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Lucy P. Chien whose telephone number is 571-272-8579. The examiner can normally be reached on M-F 8:30-5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Robert Kim can be reached on (571)272-2293. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Lucy Chien
Examiner
Art Unit 2871
LC


ANDREW SCHECHTER
PRIMARY EXAMINER